

**IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION**

CRIMINAL CASE NO. 1:11cr10

UNITED STATES OF AMERICA,)
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)
)
vs.) **O R D E R**
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JAMES W. "BILL" BAILEY, JR.)
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)

THIS MATTER is before the Court on the “Claim for Return of Seized Property,” filed by William R. Ghormley on March 25, 2011. [Doc. 62].

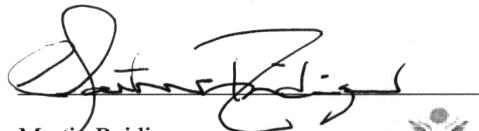
A petition filed by a third party claiming interest in property which has been ordered forfeited to the United States must “be signed by the petitioner under penalty of perjury.” 21 U.S.C. § 853(n)(3). “A claimant who fails to file a verified statement has no standing to contest a forfeiture.”

United States v. Loria, No. 3:08cr233-2, 2009 WL 3103771, at *2 (W.D.N.C. Sep. 21, 2009) (quoting United States v. \$487,825,000 in U.S. Currency, 484 F.3d 662, 664-65 (3d Cir. 2007)). The Claim filed in the instant case is not verified by the alleged claimant. Unless the required verification is filed within fourteen days of the entry of this Order, the claimant’s petition shall be dismissed.

Accordingly, **IT IS, THEREFORE, ORDERED** that William R. Ghormley shall file a verification of his petition within fourteen (14) days of the entry of this Order. **The claimant is advised that failure to file the required verification will result in the dismissal of his petition.**

IT IS SO ORDERED.

Signed: April 1, 2011



Martin Reidinger
United States District Judge

